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ACTION IO-13

INFO	LOG-00	AF-01	ARA-01	CIAE-00	SMEC-00	OASY-00	DODE-00
	EAP-01	EUR-01	H-01	TEDE-00	INR-00	L-01	ADS-00
M-00	NEA-01	NSAE-00	NSCE-00	OIC-02	OIG-04	OMB-01	
PA-01	PM-00	PRS-01	P-01	SP-00	SSO-00	SS-00	
TRSE-00	T-00	USIE-00	SA-01	PMB-00	DRL-09	G-00	
	/040W						

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O 172149Z FEB 95
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC IMMEDIATE 2901
INFO UN SECURITY COUNCIL COLLECTIVE PRIORITY
USMISSION GENEVA
AMEMBASSY THE HAGUE

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DEPT PASS L/UNA

E.O.12356: N/A
TAGS: PREL, UNSC, KE, TZ
SUBJECT: RWANDA TRIBUNAL - SYG REPORT

1. SUMMARY: SYG RECOMMENDS ARUSHA AS SEAT OF COURT.
OTHER PLACES CONSIDERED AND REJECTED WERE KIGALI AND
NAIROBI.

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2. SYG HAS FINALLY COMPLETED REPORT REQUESTED BY RES

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: JOHN S BLODGETT
DATE/CASE ID: 28 NOV 2006 200103014

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955(5) RE SEAT OF COURT (S/1995/134). COPY FAXED
L/UNA. REPORT SUMMARIZES LEGAL BASIS FOR ESTABLISHMENT
OF TRIBUNAL, SUMMARIZES MAIN PROVISIONS OF THE STATUTE
OF THE TRIBUNAL, THE IMPLEMENTATION OF 955 WITH PHASE
ONE OF IMPLEMENTATION BEING ESTABLISHMENT OF
INVESTIGATIVE, PROSECUTORIAL UNIT AND PHASE TWO BEING
OPERATION OF TRIBUNAL.

3. REPORT STATES THAT:

"PENDING THE PREPARATION OF A FULL BUDGETARY SUBMISSION
TO THE GENERAL ASSEMBLY OF THE ESTIMATED FINANCIAL
REQUIREMENTS OF THE INTERNATIONAL TRIBUNAL FOR RWANDA
FOR THE BIENNIA 1994-1995, A REQUEST HAS BEEN SUBMITTED
TO THE ADVISORY COMMITTEE ON ADMINISTRATIVE AND
BUDGETARY QUESTIONS (ACABQ) FOR THE INITIAL FUNDING OF
THE FIRST PHASE OF THE OPERATION, I.E., 1 JANUARY-
31 MARCH 1995. THE ESTIMATED REQUIREMENTS, BASED ON THE
ANTICIPATED ACTIVITIES TO BE CARRIED OUT DURING THAT
PERIOD ARE IN THE AMOUNT OF \$3,951,200. THEY INCLUDE
RECRUITMENT OF THE CORE INVESTIGATIVE AND ADMINISTRATIVE
STAFF, RETENTION OF OFFICE PREMISES, PROCUREMENT AND
ESTABLISHMENT OF COMPUTER AND COMMUNICATIONS SYSTEMS,
ADMINISTRATIVE COSTS, COSTS OF TRANSFER OF MATERIALS
BETWEEN RWANDA, GENEVA AND THE HAGUE IN CONNECTION WITH
THE COMMISSION OF EXPERTS AND TRAVEL COSTS ON OFFICIAL
BUSINESS BETWEEN THESE LOCATIONS AND WITHIN RWANDA.

"PENDING CONSIDERATION OF THE REQUEST BY ACABQ,
RESOURCES HAVE BEEN MADE AVAILABLE FROM THE TRUST FUND
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TO PERMIT INITIAL RECRUITMENT AND TRAVEL OF STAFF FROM
THE YUGOSLAV TRIBUNAL TO RWANDA. IN ADDITION, THE
SECRETARY-GENERAL HAS AUTHORIZED EXPENDITURES UP TO A
MAXIMUM OF \$191,600 FOR THE PERIOD 15 JANUARY TO
14 FEBRUARY 1995."

**4. SO FAR AS SEAT OF TRIBUNAL CONCERNED SYG RECOMMENDS
ARUSHA. REPORT CONCLUDES THAT SECURITY SITUATION AND
ATMOSPHERE OF KIGALI WAS AT THE LEAST INCONSISTENT WITH
JUSTICE APPEARING TO BE DONE AND NOTES THAT WHILE RWANDA**

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WOULD HAVE PREFERRED KIGALI, GOVERNMENT OF RWANDA WAS
WILLING TO ACCEPT OTHER RELATIVELY NEARBY LOCATION.
NAIROBI WAS CONSIDERED BUT REJECTED BECAUSE GOK DID NOT
DESIRE TRIBUNAL. ARUSHA IS IN SYG VIEW BEST AVAILABLE
LOCATION.

5. USUN CONCURS THAT ARUSHA IS BEST AVAILABLE LOCATION
UNDER THE CIRCUMSTANCES AND PLANS TO URGE SC PRESIDENT
TO RESOLVE THE MATTER EXPEDITIOUSLY.

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